

**NOTICE OF INTENT TO ADOPT PROPOSED RULE  
TO THE STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL  
CONTRACTORS RULES CHAPTER 553-10, RULE 553-10-.01 INACTIVE LICENSE,  
AND NOTICE OF PUBLIC HEARING**

TO ALL INTERESTED PERSONS AND PARTIES:

Notice is hereby given that pursuant to the authority set forth below, the State Licensing Board for Residential and General Contractors (hereinafter "Board") proposes amendments to the State Licensing Board for Residential and General Contractor Rules, Chapter 553-10 (hereinafter "proposed amendments"). The proposed amendment adds Rule 553-10-.01.

This notice, together with an exact copy of the proposed rule and a synopsis of the proposed rule, is being forwarded to all persons who have requested, in writing, that they be placed on an interested parties list. A copy of this notice, an exact copy of the proposed rule, and a synopsis of the proposed rule may be reviewed during normal business hours of 8:00 a.m. to 5:00 p.m. Monday through Friday, except official State holidays, at the Office of the Secretary of State, Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. These documents will also be available for review on the State Licensing Board for Residential and General Contractor's web page at [www.sos.ga.gov/plb/contractors/](http://www.sos.ga.gov/plb/contractors/). Copies may also be requested by contacting the Board office at 478-207-2440.

A public hearing is scheduled to begin at 1:00 p.m. on September 3, 2008 at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217 to provide the public an opportunity to comment upon and provide input into the proposed rule. At the public hearing anyone may present data, make a statement, comment or offer a viewpoint or argument whether orally or in writing. Lengthy statements or statements of a considerable technical or economic nature, as well as previously recorded messages, must be submitted for the official record. Oral statements should be concise and will be limited to 5 minutes per person. Additional comments should be presented in writing. Written comments are welcome. To ensure their consideration, written comments must be received on or before August 27, 2008. Written comments should be addressed to Randall D. Vaughn, Division Director, Secretary of State, Professional Licensing Boards Division, State Licensing Board for Residential and General Contractors, 237 Coliseum Drive, Macon, Georgia 31217. FAX: 478-314-9188.

The proposed rule will be considered for adoption by the State Licensing Board for Residential and General Contractors at its meeting scheduled to begin at 1:05 p.m. on September 3, 2008 at the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, Georgia 31217. According to the Department of Law, State of Georgia, the State Licensing Board for Residential and General Contractors has the authority to adopt the proposed rule pursuant to authority contained in O.C.G.A § 43-41-5(b).

At its meeting on July 9, 2008, the Board voted that the formulation and adoption of these amendments do not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rule cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A § 43-41-5(b).

Also, at its meeting on July 9, 2008, the Board voted that it is not legal or feasible to meet the objectives of O.C.G.A. § 43-41-5(b) to adopt or implement differing actions for businesses as listed at O.C.G.A. § 50-13-4(a)(3)(A), (B), (C) and (D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated and dominant in the field of residential and general contracting.

For further information, contact the Board office at 478-207-2440.

This notice is given in compliance with O.C.G.A. §50-13-4.

This 1<sup>st</sup> day of August, 2008.

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Randall D. Vaughn  
Division Director  
Professional Licensing Boards

Posted: August 1, 2008

**SYNOPSIS OF PROPOSED RULE OF THE  
STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL CONTRACTORS  
RULES CHAPTER 553-10, RULE 553-10-.01 INACTIVE LICENSE**

Purpose: The purpose of this rule is to provide an inactive license status.

Main Features: The main feature of this rule is to provide an inactive license status and establish rules for returning to active license status.

**PROPOSED RULE FOR THE  
STATE LICENSING BOARD FOR RESIDENTIAL AND GENERAL CONTRACTORS  
RULES CHAPTER 553-10, RULE 553-10-.01 INACTIVE LICENSE.**

NOTE: Struck through text is proposed to be deleted. Underlined text is proposed to be added.

**553-10-.01 Inactive License.**

(1) A residential or general contractor who holds a valid residential or general contractor's license in the State of Georgia may request the license be placed on inactive status under the following provisions:

(a) Notifies the Board, in writing, that he or she chooses to retire from active practice of the profession. Said license shall be considered inactive.

(b) Shall not engage in contracting and shall not hold themselves out to the public as being available to provide contractor services.

(c) Shall not be required to obtain the necessary continuing education credits.

(d) Shall not be assessed a renewal fee for the period that the license is inactive.

(2) Contracting with an inactive license shall be considered unlicensed practice and is subject to disciplinary action.

(3) Should contractor holding an inactive license choose to return to active status, the following requirements must be met:

(a) Submit evidence of attendance of the required Board approved continuing education for each biennium that the license was inactive.

(b) Provide evidence that licensee is in good standing in all states in which he or she has ever been licensed. A reactivation fee as established by the board must be submitted with the application for reactivation.

(c) Submit proof of current general liability insurance and worker's compensation as required by law for the license type that is to be reinstated.

(d) Submit other proof of financial responsibility as is required for the license type that is to be reinstated.

(4) After 5 years of continuous inactive status, the Board may, at its discretion require successful passing of the contractor examination in the contractor field for the license that the contractor wishes to reinstate.

Authority: O.C.G.A. § 43-41-5(b).